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5 UNITED STATES DISTRICT COURT
6 WESTERN DISTRICT OF WASHINGTON
7 AT TACOMA

8 JOSEPH BROWN,
9 Plaintiff,
10 v.
11 MARIN FOX-HEIGHT,
12 Defendant.


Case No. C10-5535BHS
ORDER ADOPTING REPORT
AND RECOMMENDATION

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14 This matter comes before the Court on the Report and Recommendation ("R&R") of
15 the Honorable J. Richard Creatura, United States Magistrate Judge (Dkt. 29).

16 The Court having considered the R&R and the remaining record, and no objections to
17 the R&R having been filed, does hereby find and order as follows:

- 18 (1) The R&R is **ADOPTED**; and
19 (2) This action is **DISMISSED** for failure to prosecute.

20 DATED this 13th day of December, 2011.

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23 BENJAMIN H. SETTLE
24 United States District Judge
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ORDER